

# HOUSE . . . . . No. 1412

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By Miss Garry of Dracut, petition of Colleen M. Garry for legislation to require the use of safety helmets while using non-motorized scooters by children under the age of eighteen. Public Safety and Homeland Security.

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## The Commonwealth of Massachusetts

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In the Year Two Thousand and Five.

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AN ACT TO REQUIRE THE USE OF SAFETY HELMETS WHILE USING NON-MOTORIZED SCOOTERS BY CHILDREN UNDER THE AGE OF 18.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1     SECTION 1. Chapter 85 of the General Laws, as so appearing,  
2     is hereby amended by adding the following new section:—  
3     Section 11E. Any person seventeen years of age or younger  
4     operating a non-motorized scooter on a public way, bicycle path  
5     or on any other public right-of-way shall wear a helmet. Such  
6     helmet shall fit the person's head and secured by straps at times  
7     while operating a non-motorized scooter, and shall meet the stan-  
8     dards for helmets established by the American National Standards  
9     Institute (ANSI Z 90.4) or subsequent standards or the Snell  
10    Memorial Foundation's nineteen hundred and eighty-four standard  
11    for use in bicycling or subsequent standards. A violation of this  
12    section shall not be used as evidence of contributory negligence in  
13    any civil action.

1     SECTION 2. Chapter 85 of General Laws, as so appearing, is  
2     hereby amended by adding the following new section:—  
3     Section 11F. Every person engaged in the retail business of  
4     selling or renting of non-motorized scooters wheeled vehicle shall  
5     display in an area conspicuous to customers of such business a  
6     sign containing the following statement: "Massachusetts law  
7     requires that a helmet be worn by persons seventeen years of age  
8     and under who are operators of a non-motorized scooter."